

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

UNITED REFINING COMPANY )  
INCENTIVE SAVINGS PLAN FOR )  
HOURLY EMPLOYEES and ROBERT )  
KAEMMERER, in his capacity as Plan )  
Administrator, )

Plaintiffs, )

v. )

DALLAS Q. MORRISON, an individual, )  
and MARK WILLIAM PRATT, an )  
individual, )

Defendants. )

Civil Action No. 1:12-cv-238  
Judge Nora Barry Fischer

**ORDER OF COURT**

AND NOW, this 22<sup>nd</sup> day of November, 2013, in accordance with the accompanying Memorandum Opinion, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED as follows:

1. Defendant Mark William Pratt's Cross Motion for Summary Judgment (ECF No. 33) is GRANTED;

2. Defendant Dallas Q. Morrison's Motion for Summary Judgment (ECF No. 15) is DENIED;

3. JUDGMENT is hereby entered in favor of Defendant, Mark William Pratt and against Defendant Dallas Q. Morrison, with respect to all right, title and interest as the beneficiary in the account of James Jacobs with the United Refining Company Incentive Plan for Hourly Employees.

s/Nora Barry Fischer  
Nora Barry Fischer  
United States District Judge

cc/ecf: All counsel of record.